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REMARKS

The Office Action dated February 23, 2006 has been received and considered. In this response, claims 1, 2, 5, 15, 16, 19, 27, 28, 41, 42 and 56 have been amended. Support for the amendments may be found in the specification as originally filed. Claims 14, 26, 40, and 55 have been cancelled without prejudice or disclaimer. Reconsideration of the outstanding rejections in the present application is respectfully requested based on the following remarks.

Objections to Specification

At page 2 of the Office Action, the Specification is objected to based on the abstract of the disclosure. A replacement Abstract has been submitted herewith.

At page 5 of the Office Action, the Specification is objected to because it fails to include a Brief Summary Of The Invention. It is respectfully submitted that no Summary of the Invention section is to be provided, as allowed by the suggestive language of 37 C.F.R. § 1.77(b) requesting but not requiring said summary. Withdrawal of this objection is respectfully requested.

Anticipation Rejection of Claims 1-6, 8, 11-13, 16, 17, 18-20, 23-25, 28-32, 34, 37-39, 42-47, 49 and 52-54.

At page 5 of the Office Action, claims 1-6, 8, 11-13, 16, 17, 18-20, 23-25, 28-32, 34, 37-39, 42-47, 49 and 52-54 are rejected under 35 U.S.C. § 102(b) as being anticipated by Harrison (US Pat. No. 5,878,222). This rejection is hereby respectfully traversed with amendment. Claim 1 has been amended to recite the features of dependent claim 14 (now cancelled). Accordingly, claim 1 as amended recites "providing content associated with the first portion of the television content to a wireless remote device." As indicated by the Office Action at page 9, Harrison does not disclose a wireless remote device. Accordingly, Harrison fails to disclose each and every element of claim 1.

In rejecting claim 14, the Office Action takes "Official Notice" that it was well known in the art to implement a remote device as a wireless hand-held computer. Applicant respectfully traverses this assertion. According to Section 2144.03 of the MPEP "It would not be appropriate for the examiner to take official notice of facts without citing a prior art reference where the facts

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asserted to be well known are not capable of instant and unquestionable demonstration as being well-known." As recited in claim 1, a first portion of television content is identified based on closed captioning content and content associated with the first portion of the television content is provided to the wireless remote device. It was not well known in the art to provide content associated with television content identified based on closed captioning content to a remote wireless device. If the Office is aware of a prior art reference disclosing these elements Applicant respectfully requests the Office to identify such prior art in support of its "Official Notice" so that Applicant can analyze and respond to the reference.

Accordingly, for the reasons set forth above, the cited art fails to disclose or suggest each and every element of claim 1. Claims 2-6, 8, and 11-13 depend from claim 1. Accordingly, Harrison fails to disclose or suggest each and every element of these claims, at least by virtue of their dependency on claim 1. In addition, these claims recite additional novel elements.

For example, claim 11 recites "wherein the content associated with the first portion includes a still image representative of the first portion of the television content." This element is not disclosed or suggested by Harrison. Harrison discloses a system for changing a tuned or recorded channel based on identified content. *Harrison*, col. 4, lines 40-57. According to Harrison, "[t]he analyzing unit 250 uses a user specified predefined list of data including 'triggers' and items of channels stored in the profile unit 260 and the decoded channel data from the decoding unit 240 to *determine which channels to display to the user*. For example, the user may define a list of text of interest, such as monitoring the business channel so that anytime the word "Intel" is detected, *the tuner automatically pre-empt the current channel being displayed*." *Id.*, col. 4, lines 43-50. Thus, Harrison does not provide a still image of video content, as recited in claim 11, but instead changes a tuner to provide an entirely new channel.

Similarly, claim 12 recites "wherein the content associated with the first portion includes an audio clip" and claim 13 recites "wherein the content associated with the first portion includes a video clip representative of the first portion of the television content." As explained, the system of Harrison does not provide an audio clip or a video clip, but instead provides a new channel in response to decoded channel data. Accordingly, Harrison fails to disclose or suggest each and every element of claims 11, 12, and 13.

With respect to claim 16, the claim as amended recites providing content associated with the first portion of the television content to a wireless remote device. With respect to claim 28

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the claim as amended recites a content server to select a first portion of said television signal based on an analysis of said set of text; and a transmitter to transmit content associated with said first portion of said television signal to a wireless remote device. With respect to claim 42, the claim as amended recites instructions to provide content associated with the first portion of the television content to a wireless remote device. As explained above, Harrison fails to disclose or suggest providing content to a wireless remote device. Accordingly Harrison fails to disclose or suggest each and every element of claims 16, 28, and 42.

Claims 17, 18-20, and 23-25 depend from claim 16. Claims 29-32, 34, and 37-39 depend from claim 28. Claims 43-47, 49 and 52-54 depend from claim 42. Accordingly, Harrison fails to disclose each and every element of these claims, at least by virtue of their respective dependency on claims 16, 28, and 42. In addition, these claims recite additional novel elements.

In view of the forgoing, it is respectfully submitted that the obviousness rejection of claims 1-6, 8, 11-13, 16, 17, 18-20, 23-25, 28-32, 34, 37-39, 42-47, 49 and 52-54 is improper. Withdrawal of this rejection and reconsideration of the claims therefore is respectfully requested.

Obviousness Rejection of Claims 7, 9, 10, 14, 15, 21, 22, 26, 27, 33, 35, 36, 40, 41, 48, 50, 51, 55 and 56.

At page 8 of the Office Action, claims 7, 9, 10, 14, 15, 21, 22, 26, 27, 33, 35, 36, 40, 41, 48, 50, 51, 55 and 56 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Harrison. This rejection is hereby respectfully traversed.

Claims 7, 9, 10, and 15 depend from claim 1. Claims 21, 22, and 27 depend from claim 16. Claims 33, 35, 36, and 41 depend from claim 28. Claims 48, 50, 51, and 56 depend from claim 42. As explained above, Harrison fails to disclose or suggest each and every element of independent claims 1, 16, 28, and 42. Accordingly, Harrison fails to disclose each and every element of claims 7, 9, 10, 15, 21, 22, 27, 33, 35, 36, 41, 48, 50, 51, and 56 at least by virtue of their respective dependency on claims 1, 16, 28, and 42. In addition, these claims recite additional novel elements.

At page 9 of the Office Action, claims 9, 10, 21, 22, 35, 36, 50 and 51 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Harrison in view of Taylor, Jr. et al. (US Pat No 6,710,812). This rejection is hereby respectfully traversed with amendment. Claims 9 and 10 depend from claim 1. Claims 21 and 22 depend from claim 16. Claims 35 and 36 depend from

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claim 28. Claims 50 and 51 depend from claim 42. As explained above, Harrison fails to disclose or suggest each and every element of independent claims 1, 16, 28, and 42. In addition, Taylor, Jr. fails to remedy the deficiency of Harrison. In particular, Taylor, Jr. fails to disclose or suggest providing content to a wireless remote device. Accordingly, Harrison and Taylor, Jr., individually or in combination, fail to disclose or suggest each and every element of claims 9, 10, 21, 22, 35, 36, 50 and 51 at least by virtue of their respective dependency on claims 1, 16, 28, and 42. In addition, these claims recite additional novel elements.

In view of the forgoing, it is respectfully submitted that the obviousness rejection of claims 7, 9, 10, 15, 21, 22, 27, 33, 35, 36, 41, 48, 50, 51, and 56 is improper. Withdrawal of this rejection and reconsideration of the claims therefore is respectfully requested.

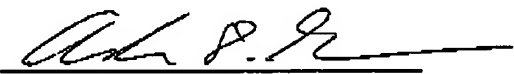
Conclusion

The Applicants respectfully submit that the present application is in condition for allowance, and an early indication of the same is courteously solicited. The Examiner is respectfully requested to contact the undersigned by telephone at the below listed telephone number in order to expedite resolution of any issues and to expedite passage of the present application to issue, if any comments, questions, or suggestions arise in connection with the present application.

The Applicants believe no additional fees are due, but if the Commissioner believes additional fees are due, the Commissioner is hereby authorized to charge any fees, which may be required, or credit any overpayment, to Deposit Account Number 50-0441.

Respectfully submitted,

5/23/16
Date


Adam D. Sheehan; Reg. No. 42,146
Larson Newman Abel Polansky & White, L.L.P.
5914 West Courtyard Dr. Suite 200
Austin, Texas 78730
(512) 439-7100 (phone)
(512) 439-7199 (fax)